THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.26106 OF 2005

Dated: 07-12-2005

Between

Smt. Kjhaja Begum, W/o. late Syed Ahmed Hussaini, R/o, Mangalpally Village, now at H.No.20-5-167, Khazipura, Hyderabad – 500 265 and others.

...PETITIONERS

AND

The District Collector, Ranga Reddy District, Khairatabad, Hyderabad and others.

...RESPONDENTS

ORDER:

Petitioners seek a Writ of Mandamus to direct the third respondent to grant succession of patta of late Syed Ahmed Hussaini in their name in respect of lands in Sy.Nos.7, 301, 367 to 371 and 545 to 550 of Mangalpally Village, Ibrahimpatnam Mandal, Ranga Reddy District.

Learned counsel for the petitioners submits stated that the petitioners after the death of their father on 22.06.1997, who is the pattedar of the abovementioned lands, obtained legal heir certificate on 30.07.1997. The fifth petitioner made a representation before the Mandal Revenue Officer, Ibrahimpatnam, Ranga Reddy District on 20.10.1997 for granting succession and effecting the mutation in their names. The petitioners also filed subsequent applications dated 21.01.2003 and 17.02.2003 to the third respondent for granting succession. But no action has been taken. Therefore, the petitioners filed a representation before the Collector, R.R.District, who by his letter dated 24.02.2003 directed the third respondent to consider the application of the petitioners and take necessary action in the matter for the grant of succession in favour of the legal heirs of the deceased.

As no action has been taken, the petitioners again filed a representation before the District Collector, R.R. District, who vide his letter dated 04.06.2003 directed the third respondent to conduct a thorough local enquiry and take action as per his findings.
But no findings have been recorded.

Having regard to the facts and circumstances of the case, the third respondent is directed to implement the orders of the District Collector vide letters dated 24.02.2003 and 04.06.2003 within a period of six weeks from the date of receipt of a copy of this order after giving reasonable opportunity to all the concerned and affected parties.

The writ petition is accordingly disposed of.

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V. ESWARAIAH, J

December 7, 2005

DSK